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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 JORDAN EDWARD DIAS,)

10 Petitioner,)

11 v.)

12 UNITED STATES OF AMERICA,)

13 Respondent.)

CASE NO. C08-1346-RSM
(CR07-96-RSM)

ORDER DENYING § 2255 MOTION

14 The Court, having reviewed petitioner's § 2255 motion, the government's
15 response, the Report and Recommendation of the Honorable Brian A. Tsuchida, United States
16 Magistrate Judge, any objections thereto, and the remaining record, does hereby ORDER:

- 17 (1) The Court adopts the Report and Recommendation.
18 (2) Petitioner's § 2255 motion (Dkt. No. 1) is DENIED and this action is
19 DISMISSED with prejudice.
20 (3) The Clerk is directed to send a copy of this Order to petitioner, to counsel for
21 respondent, and to Judge Tsuchida.

22 DATED this 5th day of February, 2009.

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25 RICARDO S. MARTINEZ
26 UNITED STATES DISTRICT JUDGE

ORDER DENYING § 2255 MOTION